

Atty Docket No. 018158-018610US

PTO FAX NO.: 703-872-9306

ATTENTION: Examiner Shay, David M.

Group Art Unit 3739

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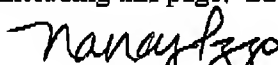
Application No. 10/006,992 filed on December 6, 2001

for DIRECT WAVEFRONT-BASED CORNEAL ABLATION TREATMENT PROGRAM

are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

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Documents Attached

1. SB/21 - Transmittal Form (1 pg)
2. Amendment After Final (11 pgs)


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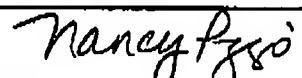
TOWNSEND and TOWNSEND and CREW LLP
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60383959 v1

PTO/SB/21 (08-03)

| | | | |
|---|----|------------------------|--------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application Number | 10/006,992 |
| | | Filing Date | December 6, 2001 |
| | | First Named Inventor | STARK, LAWRENCE W. |
| | | Art Unit | 3739 |
| | | Examiner Name | Shay, David M. |
| Total Number of Pages in This Submission | 12 | Attorney Docket Number | 018158-018610US |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks | | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual | Townsend and Townsend and Crew LLP Nathan S. Cassell Reg. No. 42,396 |
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| Typed or printed name | Nancy Plzzo | | |
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60363946 v1

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On 21 DECEMBER 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Nancy Pizzo
NANCY PIZZO

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE -
EXAMINING GROUP 3739**

PATENT

Attorney Docket No.: 018158-018610US
Client Ref. No.: VX-1137 US

Customer No. 20350

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LAWRENCE W. STARK et al.

Application No.: 10/006,992

Filed: December 6, 2001

For: DIRECT WAVEFRONT-BASED
CORNEAL ABLATION TREATMENT
PROGRAM

Confirmation No. 1090

Examiner: Shay, David M.

T.C./Art Unit: 3739

**AMENDMENT UNDER 37 CFR
1.116 EXPEDITED PROCEDURE
EXAMINING GROUP 3739**

Mail Stop AF
Commissioner for Patents
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Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed October 21, 2004 on the above-referenced application, please enter the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.